

United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

The Annuity, Pension, Welfare and Apprenticeship
 Skill Improvement & Safety Funds of the
 International Union of Operating Engineers Local
 137, 137A, 137B, 137C & 137R et al.

SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

Tara-Con Industries, Inc.

08 CIV. 5349

TO: (Name and address of defendant)

Tara-Con Industries, Inc.
 1166 Peekskill Hollow Road
 Kent Lakes, New York 10512

BRIEANT

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

BRADY MCGUIRE & STEINBERG, P.C.
 603 WARBURTON AVENUE
 HASTINGS-ON-HUDSON, NEW YORK 10706

an answer to the complaint which is herewith served upon you, within Twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

CLERK

J. Michael McMahon

CLERK

JUN 11 2008

DATE

(BY) DEPUTY CLERK

AFFIDAVIT OF SERVICE ON A CORPORATION BY THE SECRETARY OF STATE

Index # 08 CIV. 5349

Purchased/Filed: June 11, 2008

State of New York

U. S. District Court

Southern New York County

The Annuity, Pension, Welfare and Apprenticeship Skill Improvement & Safety Funds, etc., et al Plaintiff

against

Tara-Con Industries, Inc.

Defendant

STATE OF NEW YORK)
COUNTY OF FULTON) SS
CITY OF GLOVERSVILLE)

Gerald Skinner, being duly sworn, deposes and says: deponent is over the age of twenty-one (21) years; that on July 31, 2008, at 8:15AM, at the office

of the Secretary of State of the State of New York in the City of Albany, New York, deponent served the annexed

Summons in a Civil Case and Complaint

, on

Tara-Con Industries, Inc.

Defendant in this action, by delivering to and leaving with Donna Christie

AUTHORIZED AGENT in the Office of the Secretary of State of the State of New York, personally at the Office of the Secretary of State of the State of New York, two (2) true copies thereof and that at the time of making such service, deponent paid said Secretary of State a fee of 40.00 dollars; that said service was made pursuant to Section 306 Business Corporation Law .

Deponent further says that deponent knew the person so served as aforesaid to be the agent in the Office of the Secretary of State of the State of New York, duly authorized to accept such service on behalf of said defendant.

Description of the person served: Approx. Age: 35 Approx. weight: 160 Approx. Ht.: 5'6"

Sex: Female Color of skin: White Color of hair: Blonde Other:

Sworn to before me on this 31st day of July, 2008

TAMMY SKINNER
NOTARY PUBLIC, State of New York01SK6024054
May, 03 2011

Gerald Skinner

Invoice•Work Order # 063563